

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

AQUA-LEISURE INDUSTRIES, INC.,

Plaintiff,

v.

GEMMY INDUSTRIES  
CORPORATION,

Defendant.

CIVIL ACTION NO. 04-CV-10070-  
RGS

**FOURTH ASSENTED-TO MOTION TO EXTEND TIME TO ANSWER  
OR OTHERWISE RESPOND TO COMPLAINT**

Defendant, Gemmy Industries Corporation (“Gemmy”), moves the Court for a further extension of time, until Thursday, April 15, 2004, to file its answer or otherwise respond to the Complaint for Declaratory Judgment filed by plaintiff, Aqua-Leisure Industries, Inc. (“Aqua-Leisure”). In support of its motion, Gemmy states that the parties continue to be involved in extensive negotiations to resolve this matter and it is likely that a settlement will be reached by the parties.

Aqua-Leisure’s counsel has assented to the requested extension of time.

GEMMY INDUSTRIES CORPORATION,

By its attorneys,

Dated: April 1, 2004

/s/Michael A. Albert

Michael Albert (BBO #558566)

malbert@wolfgreenfield.com

Robert M. Abrahamsen (BBO #636635)

rabrahamsen@wolfgreenfield.com

WOLF, GREENFIELD & SACKS, P.C.

600 Atlantic Avenue

Boston, Massachusetts 02210-2206

(617) 646-8000

(617) 720-2441 fax